GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Home Department – Allegation of corruption against Sri Bendi Trinadha Rao, Head Constable 899, Ponduru Police Station., Srikakulam District– Trapped on 23.06.2016 –Sanction of Prosecution – Accorded - Orders Issued.

HOME (SC.A) DEPARTMENT

G.O.MS.No. 3 **Dated: 09-01-2018**

ORDER:

Whereas, Sri Bendi Trinadha Rao, worked as Head Constable 899, Ponduru Police Station, Srikakulam District from 30-6-2014 to 23.06.2016 and by virtue of the post held by him, he falls within the category of public servant as defined under section 2 (c) of Prevention of Corruption Act, 1988 (Central Act 49 of 1988.

2. And whereas, Sri Kuna Siva Santosh Anil is a native of Kanimetta Village, Ponduru (M) and he is working as private car driver. About 10 days prior to 22.06.2016, Sri Bendi Trinadha Rao, Head Constable of Ponduru P.S., called him and his villager Sri Annepu Nagabhushana Rao to Ponduru PS. When they went to Ponduru PS, the Head Constable Sri Bendi Trinadha Rao informed them that a case in Cr No. 43/2016 U/s 341,324,323,506 read with 34 IPC of Ponduru PS was registered against them on the report given by one Jagannadham R/O Kinthali Mill Junction. He also stated that he would arrest them and send them to Court. When they informed that they have not committed any offence, the Head Constable Sri Bendi Trinadha Rao informed that he will not arrest them if they pay bribe of Rs.4000/- otherwise he would arrest and send them to Court. Then they informed that they did not commit any offence and they do not have money and left the Police Station. On 19-06-2016, i.e., Sunday evening, the Head Constable Sri Bendi Trinadha Rao contacted Sri Annepu Nagabhushana Rao on his Mobile No.7036050082 and asked him and Sri Kuna Santosh Anil to come to Chilakapalem and stated that or else he would come to their village and arrest them. Due to fear of his words they met the Head Constable Sri Bendi Trinadha Rao at Chilakapalem on the same day. He took their signatures on some papers and demanded to pay bribe of Rs.4000/- immediately and threatened or else he would arrest them. They expressed their inability to pay that much amount and pleaded their innocence in the case. But the Head Constable Sri Bendi Trinadha Rao asked them to pay bribe amount on 20-06-16. On 20-06-16 morning when Sri Anil and Sri Nagabhushana Rao were at the house of Sri Anil, Head Constable Sri Bendi Trinadha Rao called through his Mobile No. 9441824774 and asked to come with bribe amount, saying that he was going to Bandobust duty at East Godavari District. They both expressed about their innocence and inability to pay the bribe amount. But the Head Constable Sri Bendi Trinadha Rao informed them that he would help them in the investigation and close the case if they pay the bribe amount of Rs.3000/- otherwise he would arrest them and send to Court. The Head Constable Sri Bendi Trinadha Rao also informed that he was going to East Godavari for Bandobust duty and would return on 22-6-2016 or 23-6-2016 and asked them to give the bribe amountof Rs.3000/- to him on 23-06-2016. Having no other option they agreed to give the demanded bribe amount to Head Constable Sri Bendi Trinadha Rao.

3. And whereas, Sri Anil and Nagabhushana Rao were not willing to give bribe amount to Head Constable Sri Bendi Trinadha Rao, Sri Anil gave a report to the Deputy Superintendent of Police, ACB, Srikakulam Range to take action against Head Constable Sri Bendi Trinadha Rao. After observing due procedure, the Deputy Superintendent of Police, ACB, Srikakulam registered the said report as a case in Cr No.05/RCT-ACB/SKL/2016 and made arrangements for laying trap.

4. And whereas, during the course of trap on 23-06-2016 at 16.25 hours Head Constable Sri Bendi Trinadha Rao was trapped at Satya Sai Kirana Store, Chilakapalem, Srikakulam District, when he further demanded and accepted the bribe of Rs.3000/- from Sri Kuna Siva Santo Anil. During the post trap proceedings, the tainted currency was recovered which was on the ground in front of Satya Sai Kirana Store, Chilakapalem as Head Constable Sri Bendi Trinadha Rao had thrown away the tainted amount on seeing the ACB Officials and the said amount was

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seized. The serial numbers of the said seized amount tallied with the serial numbers of currency handed over by Sri Kuna Siva Santosh Anil during Pre trap proceedings. The fingers of both hands and left side pocket of trouser of Head Constable Sri Bendi Trinadha Rao yielded positive results, when they were subjected to chemical test. The DSP siezed the resultant solutions, trouser of Sri Bendi Trinadha Rao connected CD file and other records. He also prepared rough sketch of the scene of offence.

5. And whereas, the aforesaid acts of Sri Bendi Trinadha Rao, Head Constable 899, Ponduru Police Station, Srikakulam District constitute offence punishable U/s 7 and 13 (2) r/w 13(1) (d) of Prevention of Corruption Act 1988 (Central Act 49,1988).

6. And whereas, the Government of Andhra Pradesh being the competent authority to remove Sri Bendi Trinadha Rao, Head Constable 899, Ponduru Police Station, Srikakulam District from Service after fully and carefully examining the material viz., FIR, pre and post trap proceedings, made up files, statements of witnesses, explanation of Sri Bendi Trinadha Rao, and final report of Diirector General, ACB etc., placed before them with regard to the said allegations and having regard to the circumstances of the case consider that Sri Bendi Trinadha Rao, Head Constable 899, Ponduru P.S., Srikakulam District should be prosecuted in a Court of Law for the aforesaid offences.

7. Now, therefore, in exercise of the powers, conferred by clause (b) sub section (1) of section 19 of the Prevention of Corruption Act 1988(Central Act 49 of 1988) the Government hereby accord sanction for prosecution of Sri Bendi Trinadha Rao, Head Constable 899, Ponduru Police Station, Srikakulam District for the aforesaid offences punishable under sections 7 and 13(2) r/w 13(1) (d) of the Prevention of Corruption Act 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of Law for the time being in force in respect of the aforesaid Act and for taking cognizance of the said offences by a Court of competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R. ANURADHA
PRL. SECRETARY TO GOVERNMENT

To
The Director General
Anti Corruption Bureau, A.P. Vijayawada.